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Attn: Examiner Aaron J. Lewis
Art Unit: 3721

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FAX NO.: (703) 872-9306

DATE: October 4, 2004

FROM: Mark E. Scott, Reg. 43,100

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CLIENT NO.: 2230-00400

TOTAL NUMBER OF PAGES (INCLUDING THIS ONE) 25

COMMENTS: Re: U.S. Patent Serial No. 10/636,055
Filed: August 7, 2003
Applicants: Alonzo C. Aylsworth and Lawrence C. Spector
Response to Office Action Dated September 21, 2004 (22 pp.);
Fee Transmittal for FY 2004 (1 p., in duplicate)

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2004. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT \$239.00

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☒ Deposit Account:
Deposit Account Number: 09-2769
Deposit Account Name: Conley Rose, P.C.

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FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee	Fee	Fee Description	Fee Paid
Code (\$)	Code (\$)				
1001 790	2001 395			Utility filing fee	\$
1002 360	2002 176			Design filing fee	\$
1003 560	2003 276			Plant filing fee	\$
1004 790	2004 395			Reissue filing fee	\$
1005 160	2005 80			Provisional filing fee	\$

SUBTOTAL (1) \$00.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	45**	38	7	Extra Claims	Fee from below	Fee Paid
Independent Claims	8*	4	4		9.00	\$ 83.00
Multiple Dependent					44.00	\$ 176.00

Large Entity	Small Entity	Fee	Fee	Fee Description
Code (\$)	Code (\$)			
1202 18	2202 9			Claims in excess of 20
1201 88	2201 44			Independent Claims in excess of 3
1203 300	2203 160			Multiple dependent claim, if not paid
1204 58	2204 44			** Reissue independent claims over original patent
1205 18	2205 9			** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$239.00

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SUBMITTED BY

Mark E. Seay

Name (Print/Type)

Signature

Complete if Known

Application Number 10/636,056
Filing Date August 7, 2003
First Named Inventor Alonzo C. Aylsworth
Examiner Name Aaron J. Lewis
Art Unit 3721
Attorney Docket No. 2230-00400

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee	Fee	Fee Description	Fee Paid
Code (\$)	Code (\$)				
1051 130	2051 65			Surcharge - late filing fee or oath	\$
1052 50	2052 25			Surcharge - late provisional filing fee or cover sheet	\$
1053 130	2053 65			Non-English specification	\$
1812 2,920	1812 2,920			For filing a request for <i>ex parte</i> reexamination	\$
1804 920*	1804 920*			Requesting publication of SIR prior to Examiner action	\$
1805 1,840*	1805 1,840*			Requesting publication of SIR after Examiner action	\$
1251 110	2251 55			Extension for reply within first month	\$
1252 430	2252 215			Extension for reply within second month	\$
1253 880	2253 430			Extension for reply within third month	\$
1254 1,530	2254 765			Extension for reply within fourth month	\$
1255 2,080	2255 1,040			Extension for reply within fifth month	\$
1401 340	2401 170			Notice of Appeal	\$
1402 340	2402 170			Filing a brief in support of an appeal	\$
1403 300	2403 150			Request for oral hearing	\$
1451 1,510	1452 1,510			Petition to institute a public use proceeding	\$
1452 110	2452 55			Petition to revive - unavoidable	\$
1453 1,370	2453 685			Petition to revive - unintentional	\$
1501 1,370	2501 685			Utility issue fee (or reissue)	\$
1502 490	2502 245			Design issue fee	\$
1503 680	2503 340			Plant issue fee	\$
1480 130	1480 130			Petitions to the Commissioner	\$
1807 50	1807 50			Processing fee under 37 CFR 1.17(a)	\$
1808 180	1808 180			Submission of Information Disclosure Sheet	\$
8021 40	8021 40			Recording each patent assignment per property (times number of properties)	\$
1809 790	2809 395			Filing a submission after final rejection (37 CFR 1.129(a))	\$
1810 790	2810 395			For each additional invention to be examined (37 CFR § 1.129(b))	\$
1801 790	2801 395			Request for Continued Exam. (RCE)	\$
1802 800	1802 800			Request for expedited examination of a design application	\$

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) \$00.00

Complete (if applicable)

Registration No. 43,100
(Inventor/Agent)

Telephone (713) 238-8000

Date October 4, 2004

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FEE TRANSMITTAL
for FY 2004

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☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** \$239.00**METHOD OF PAYMENT** (Check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:
Deposit Account Number: 03-2769
Deposit Account Name: Conley Ross, P.C.

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☒ Credit any overpayments**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee	Small Entity Fee	Fee Description	Fee Paid
Code (\$)	Code (\$)		
1001 780	2001 395	Utility filing fee	\$
1002 350	2002 175	Design filing fee	\$
1003 550	2003 275	Plant filing fee	\$
1004 790	2004 395	Reissue filing fee	\$
1005 180	2005 80	Provisional filing fee	\$

SUBTOTAL (1) \$00.00**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	46**	-	38	=	7	Extra Claims	x	Fee from below	=	Fee Paid
Independent Claims	6*	-	4	=	4		x	44.00	=	\$176.00
Multiple Dependent										

Large Entity Fee	Small Entity Fee	Fee Description
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SUBTOTAL (2) \$239.00

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Complete if Known

Application Number 10/636,055
 Filing Date August 7, 2003
 First Named Inventor Alonzo C. Aylsworth
 Examiner Name Aaron J. Lewis
 Art Unit 3721
 Attorney Docket No. 2230-00400

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

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1801 780	2801 395	Request for Continued Exam. (RCE)	\$
1802 900	1802 900	Request for expedited examination of a design application	\$

Other fee (specify)

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SUBTOTAL (3) \$00.00

SUBMITTED BY

Mark E. Seitz

Registration No.
(Attorney/Agent)

43,100

Complete (if applicable)

Telephone (713) 238-8000

Name (Print/Type)

Date

October 4, 2004

Signature

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OCT 04 2004

Applicants: Alonzo C. Aylsworth and
Lawrence C. Spector

§ Group Art Unit: 3721
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Serial No.: 10/636,055

Filed: August 7, 2003

Examiner: Aaron J. Lewis

For: METHOD AND SYSTEM FOR
DELIVERY OF THERAPEUTIC GAS
TO A PATIENT AND FOR FILLING
A CYLINDER

Confirmation No.: 1019

RESPONSE TO OFFICE ACTION DATED SEPTEMBER 21, 2004

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Att'y Docket No. 2230-00400
Date: October 4, 2004

Sir:

INTRODUCTORY COMMENTS

This paper is filed in response to the Office Action dated July 1, 2004. The Examiner is requested to enter the following proposed amendments and consider the accompanying remarks. Reconsideration is respectfully requested.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 4 of this paper.

Remarks/Arguments begin on page 14 of this paper.

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